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PATENT

TECH CENTER 2000 22,852
Customs 2000
Attorney Docket No. 07787.0042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James J. MOND et al.

Application No.: 09/874,991

Filed: June 7, 2001

For: IMMUNOSTIMULATORY
RNA/DNA HYBRID MOLECULES

Commissioner for Patents
Washington, DC 20231

Sir:

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine

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that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 11, 2002

By:


Robert A. Pollock
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INFORMATION DISCLOSURE CITATION

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Atty. Docket No.	07787.0042	Appln. No.	09/874,991	MAR 13 2002
Applicant	James J. MOND et al.	PTENT & TRADEMARK OFFICE TECH CENTER 1600/2900		
Filing Date	June 7, 2001			

U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,001,989	12/14/99	Jennings et al.			
	5,708,154	01/13/98	Smith et al.			

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TC 1700

FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	EP 0 818 202 A1	01/14/98	EP			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Copy of European Patent Office search report dated December 2, 2002.

Examiner	Date Considered
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.